



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 062908/0123

Applicant: William D. PRICE et al.

Title: FILE SHARING SYSTEM FOR SERVING CONTENT FROM A COMPUTER

Serial No.: 09/921,193

Filed: August 1, 2001

Examiner: Unassigned

Art Unit: 2171

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Technology Center 2100

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56 and 37 CFR §1.97**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO-1449 is a list of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR 1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR 1.97 and 1.98.

The submission of any documents herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie prior art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The instant Information Disclosure Statement is believed to be filed before the mailing date of a first Office Action on the merits (first scenario). If that is not the case, such as in a second scenario in which a first Office Action on the merits has been mailed before the filing of the instant Information Disclosure Statement, a certification or fee is required. In that case, applicants provide a certification below in lieu of a fee. If that is not the case, such as in a third scenario in which a Notice of Allowance has been mailed before the filing of the instant Information Disclosure Statement, a certification and fee are required. In that case, see the certification provided below, and also the PTO is authorized to obtain the necessary fee to have this Information Disclosure Statement considered, from Foley & Lardner Deposit Account 19-0741.

CERTIFICATION

The undersigned hereby certifies in accordance with 37 C.F.R. §1.97(e)(1) that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Statement.

RELEVANCE OF EACH DOCUMENT

Documents A1-A6 were listed in an International Search Report for a counterpart PCT application. A copy of the Search Report is also being provided herewith.

Applicants respectfully request that the listed documents be considered by the Examiner and formally be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

Respectfully submitted,

September 2, 2003

Date

FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-5109
Telephone: (202) 672-5300
Facsimile: (202) 672-5399

Phillip J. Articola
Phillip J. Articola
Registration No. 38,819



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MODIFIED PTO/SB/08 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	09/921,193
Date Submitted: September 2, 2003 (use as many sheets as necessary)				Filing Date	August 1, 2001
				First Named Inventor	William D. PRICE et al.
				Group Art Unit	2171
				Examiner Name	Unknown
Sheet	1	of	1	Attorney Docket Number	062908/0123

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)				

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
A1		ESCHENBURG, A., "W Laufen Sie Denn? ICQ Haelt Verbindung Zu Bekannetn", October 26, 1998, pages 92-95.	
A2		BROWN, J., "MP3 Free-For-All", February 3, 2000, pages 1-6.	
A3		CLARKE, I., "A Distributed Decentralised Information Storage and Retrieval System", 1999, pages 1-43.	
A4		MARMOR, M.S., "Make The P2P With Toadnode", December 12, 2000, pages 44-49.	
A5		HEIMBIGNER, D., "Adapting Publish/Subscribe Middleware to Achieve Gnutella-like Functionality", September 1, 2000, pages 1-16.	
A6		WATERS, J.K., "Peer-to-Peer Computing: The New Old Thing", January 1, 2001, pages 20-27.	

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.